

# Order

Michigan Supreme Court  
Lansing, Michigan

July 28, 2009

Marilyn Kelly,  
Chief Justice

137967

Michael F. Cavanagh  
Elizabeth A. Weaver  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Diane M. Hathaway,  
Justices

KELLY SUE SYMONS, Personal Representative  
of the Estate of DANIEL A. SYMONS,  
Plaintiff-Appellee,

v

SC: 137967  
COA: 269663  
Calhoun CC: 04-000769-NH

DR. ROBERT J. PRODINGER,  
Defendant-Appellee,

and

DALE RUSSELL, P.A., and BATTLE CREEK  
EMERGENCY ROOM PHYSICIANS, P.C.,  
Defendants-Appellants,

and

BATTLE CREEK HEALTH SYSTEMS,  
Defendant.

---

On order of the Court, the application for leave to appeal the November 13, 2008 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court.



d0721

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

July 28, 2009

*Corbin R. Davis*

Clerk